

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

TIMOTHY MANNING, and
JOSEPH BRYSON,
Plaintiffs,

v.

MASSACHUSETTS OFFICE OF THE
CHIEF MEDICAL EXAMINER; JOHN
CRONIN, individually and in his official
capacity as Chief Administrative Officer of
the Office of the Chief Medical Examiner; DR.
RICHARD EVANS, individually and in his
official capacity as Chief Medical Examiner
of the Commonwealth of Massachusetts,
Defendants.

C.A. NO. 04-10508 DPW

DEFENDANTS' ASSENTED TO MOTION TO FILE SUMMARY JUDGMENT LATE

Now come the Defendants' who respectfully request that this Honorable Court permit them to file their motion for summary judgment late. As grounds for this request, defense counsel states that the Plaintiffs have consented to the motion, and thus, will suffer no prejudice. And, further, defense counsel states that good cause exists for this motion as counsel was unable to complete the motion because of an unexpected exacerbation of a medical condition.

Respectfully submitted,

COMMONWEALTH OF MASSACHUSETTS

By and through its Office of the Chief Medical
Examiner, Dr. Richard Evans and John Cronin, in
their individual capacities

Defendants,

By Their Attorney,
THOMAS F. REILLY,
ATTORNEY GENERAL

/s / Mary O'Neil
Mary O'Neil BBO #379430
Assistant Attorney General
Trial Division
One Ashburton Place
Boston, MA. 02118
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ASSENTED TO:

Plaintiffs Manning and Bryson
by Their Attorney,

/s/Harvey Schwartz
Harvey Schwartz
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DATED: April 14, 2005